

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ MAY 26 2009 ★

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

ROBERT HATCHER,

Plaintiff,

**STIPULATION AND ORDER
OF WITHDRAWAL AND
DISMISSAL**

-against-

CV 08-3735 (DLI) (VVP)

THE CITY OF NEW YORK, THE NEW YORK CITY
POLICE DEPARTMENT, POLICE OFFICERS
MICHAEL NOBOA, BENJAMIN LEE, SERGEANT
CHARLES TELFORD, POLICE OFFICERS JOHN DOE
NUMBERS 1-2, UNKNOWN AND INTENDED TO BE
OTHER NEW YORK CITY POLICE DEPARTMENT
OFFICERS INVOLVED IN THE OCCURRENCE
HEREIN,

Defendants.

WHEREAS, plaintiff commenced this action by filing a complaint on or about
September 15, 2008 in the Eastern District of New York alleging violations of his federal and
state rights; and

WHEREAS, at the time of the filing of this complaint, plaintiff was and
continues to be represented by Andrew A. Rowe, Esq.;

WHEREAS, the City of New York, Michael Noboa, and Charles Telford are
named defendants in this case; and

WHEREAS, plaintiff Robert Hatcher no longer wishes to pursue any claims
against defendants City of New York, Michael Noboa, and Charles Telford;

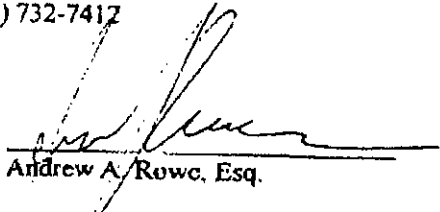
WHEREAS, by Order dated April 17, 2009, this Court dismissed with prejudice
all claims against defendants New York City Police Department and Benjamin Lee;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for plaintiff and defendants, as follows:

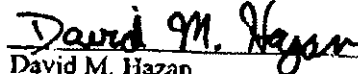
1. Any and all claims against the defendants City of New York, Michael Noboa, and Charles Telford are dismissed, with prejudice.
2. Any and all successors or assigns, present or former employees, representatives and agents of the City of New York, Michael Noboa, and Charles Telford are released and discharged from any and all liability, claims, or rights of action which were or could have been alleged by plaintiff arising out of the events alleged in the complaint in said action, including all claims for attorney's fees, expenses and costs.
3. The above action is withdrawn and discontinued, with prejudice, without attorney fees or costs to any party.

Dated: New York, New York
May 20, 2009

Andrew A. Rowe, Esq.
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By: 
Andrew A. Rowe, Esq.

MICHAEL A. CARDOZO
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Attorney for Defendants City of New York,
Michael Noboa, and Charles Telford
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By: 
David M. Hazan
Senior Counsel

SO ORDERED:

S/DLI

Honorable Dora L. Irizarry
United States District Judge, E.D.N.Y.

*Dated: Brooklyn, NY
May 21, 2009*